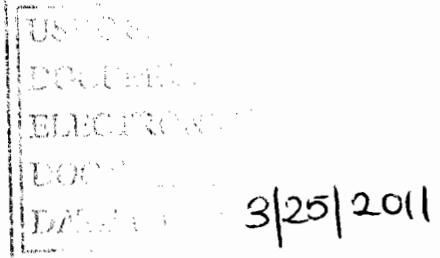


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



-----X
UNITED STATES,

Plaintiff,

-v-

AMERICAN SOCIETY OF COMPOSERS, AUTHORS
AND PUBLISHERS,

Defendant.
-----X

41 Civ. 1395 (DLC)

ORDER

DENISE COTE, District Judge:

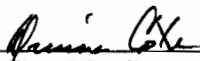
By letter dated February 24, 2011, James Curtis Morrow ("Morrow") applied to this Court to hold the American Society of Composers, Authors, and Publishers ("ASCAP") in contempt of its obligations under the Second Amended Final Judgment ("AFJ2"). By Order dated March 9, ASCAP was given until March 18 to reply to Morrow's letter. On March 17, ASCAP submitted its response.

Morrow contends that his deceased wife was the rightful heir of composer-musician Myron C. Bradshaw ("Bradshaw"), and therefore Morrow is entitled to royalties collected by ASCAP from the licensing of Bradshaw's compositions. In an opinion and order dated October 31, 2003, the Honorable Faith S. Hochberg, United States District Judge, held that Ohio intestacy law -- not the AFJ2 -- determines whether Morrow's wife had any interest in Bradshaw's copyrights. Accordingly, it is hereby

ORDERED that Morrow's February 24, 2011 application for ASCAP to be held in contempt of AFJ2 is denied.

SO ORDERED:

Dated: New York, New York
March 23, 2011



DENISE COTE
United States District Judge

COPIES SENT TO:

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ASCAP
One Lincoln Plaza
New York, NY 10023

James Curtis Morrow
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